

# State of South Dakota

EIGHTY-FOURTH SESSION  
LEGISLATIVE ASSEMBLY, 2009

645Q0737

## SENATE STATE AFFAIRS ENGROSSED NO. **SB 184** - 2/20/2009

Introduced by: Senators Hanson (Gary), Fryslie, Garnos, Maher, Peterson, and Schmidt and  
Representatives Vanneman, Brunner, Hunhoff (Bernie), Jensen, Juhnke,  
Lucas, and Turbiville

1 FOR AN ACT ENTITLED, An Act to require the terms of wind easements or options to  
2 accommodate other easements for essential services.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That chapter 43-13 be amended by adding thereto a NEW SECTION to read as  
5 follows:

6 The terms of any wind easement or option that is granted after July 1, 2009, shall  
7 accommodate reasonable use of other easements for essential services. For purposes of this  
8 section, the term, essential services, includes any electric transmission and distribution lines and  
9 associated facilities, telecommunications facilities, and rural water systems.

